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09/10

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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/164,606	10/01/98	BENSON	G MEDIDNA.001C

LM01/0211
KNOBBE MARTENS OLSON & BEAR
620 NEWPORT CENTER DRIVE
16TH FLOOR
NEWPORT BEACH, CA 92660

EXAMINER
VON BUHR, M

ART UNIT PAPER NUMBER

2771 8 (#9)

DATE MAILED: 02/11/00

Response to Rule 312 Communication

- ☐ The petition filed on _____ under 37 CFR 1.312(b) is granted. The paper has been forwarded to the examiner for consideration on the merits.

Director,
Patent Examining Group

- ☒ The amendment filed on 6/7/99 under 37 CFR 1.312 has been considered, and has been:
- ☐ entered.
 - ☐ entered as directed to matters of form not affecting the scope of the invention (Order 3311).
 - ☒ disapproved. See explanation below.
 - ☐ entered in part. See explanation below.

*Due to the proposed addition of 3 claims, the proposed amendment will not be entered, since more than a cursory record would be necessary.
review of the*

Maria Von Buhr

MARIA N. VON BUHR
PRIMARY EXAMINER

1. In view of the papers filed April 26, 1999, it has been found that this non-provisional application, as filed, through error and without deceptive intent, improperly set forth the inventorship, and accordingly, this application has been corrected in compliance with 37 CFR § 1.48(a). The inventorship of this application has been changed by adding an inventor, Mr. Christopher L. Knauff.

The application will be forwarded to the Office of Initial Patent Examination (OIPE) for issuance of a corrected filing receipt, and correction of the file jacket and PTO PALM data to reflect the inventorship as corrected.

2. The information disclosure statement filed May 20, 1999 fails to comply with 37 CFR § 1.97(d) because it lacks (1) a statement as specified in 37 CFR § 1.97(e), (2) a petition requesting consideration of the information disclosure statement, and (3) the petition fee set forth in 37 CFR § 1.17(i). It has been placed in the application file, but the information referred to therein has not been considered.

3. Any response to this Office action should be mailed to:

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Or faxed to:

(703) 308-9051, (for formal communications intended for entry);

Or:

(703) 308-5403 (for informal/draft communications; label "PROPOSED" or "DRAFT").

Hand-delivered papers should be brought to Crystal Park II, 2121 Crystal Dr., Arlington, VA, 6th Floor (Receptionist).

4. Any inquiry concerning this communication or earlier communications from Examiner should be directed to Maria N. Von Buhr whose telephone number is (703) 305-3837. Examiner can normally be reached on Monday-Thursday between 8:00 A.M. and 4:00 P.M.

If attempts to reach Examiner by telephone are unsuccessful, Examiner's Supervisor, Thomas G. Black can be reached at (703) 305-9707.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-9600.



MARIA N. VON BUHR
PRIMARY PATENT EXAMINER
ART UNIT 2771

MNVB
2/8/00